

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS – L.A.Unit - PJP - Gadwal, Mahabubnagar District – Atmakur (Mandal) – Motlampalli (Village) – O.P.No.61/2006 – Sanction of Decretal charges of Rs.9,40,437/- - Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 512

DATE:04.08.2010

Read the following:

- 1) From the Special Collector, LA, Bheema Project, Mahabubnagar Lr.No.E2/PJP/196/09, Dated:29.04.2009.
- 2) From the Spl.CS to Govt & CCLA, AP, Hyderabad Lr.No.SRP4/364/2009, Dated:18.07.2009.

O R D E R:

The Special Chief Secretary to Government and the Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has informed that the Special Collector, LA, Bheema Project, Mahabubnagar District has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.61/2006 pertaining to Motlampalli (Village) Atmakur (Mandal) of Mahabubnagar District. The then Special Dy.Collector, LA, PJP, Gadwal had acquired the lands to an extent of Acs.6.17 gts of land by fixing the market value @Rs.30,000/- per acre for I.D lands and @Rs.25,000/- per acre for Dry lands vide Award No.29/2004, dt:27.03.2004 for the purpose of Earth Work Excavation under PJP situated in the limits of Motlampalli (Village) of Mahabubnagar District. Aggrieved with the market value awarded by the LAO, the awardees have filed petition U/s.18 (1) of the L.A.Act with a request to refer the matter to the Civil Court for adjudication. The Sr.Civil Judge, Gadwal had delivered the judgment on 23.09.2005 in O.P.No.61/2006 by enhancing the market value from @Rs.30,000/-, Rs.25,000/- to Rs.83,530/- per acre for ID and Dry lands.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.9,40,437/- (Rupees Nine lakhs forty thousand four hundred and thirty seven only)** in respect of O.P.No.61/2006 pertaining to Motlampalli (Village) Atmakur (Mandal) of Mahabubnagar District may be agreed to subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The expenditure sanctioned in para (2) ante, shall be debitable to following Head of Account under "4701- SMJH – 01- Major Irrigation – M.H.122 – Jurala Project G.H.11 – NSP – SH (27) – Canals and Distributaries - 530 Major Works – 532 Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.3591/F2(2)/2010-1, dated 23.07.2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To
The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.
The Special Collector, LA, Bheema Project, Mahabubnagar.
The Chief Engineer, I&CAD, MBNR, Erramanzil, Hyderabad.
The SDC, LA, PJP, Gadwal, Mahabubnagar.
The Director of Works Accounts, Hyderabad.
Copy to: P.S. to Minister (M& MI).
Finance (W&P) Department/File C.No.10888/LA.III(A2)/2009
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER